

Board of Commissioners  
August 6, 2007 – 8:45 am

Meeting called to order by President Rininger. Commissioners Rininger, Logsdon, Gogel, and Board Attorney Lueken were present.

Minutes

July 2, 2007 – Logsdon asked for a sentence to be stricken, Logsdon made a motion to approve after change. Gogel seconded. All in favor. July 17, 2007 – Gogel asked for a correction. Logsdon made a motion to approve after change. Gogel seconded. All in favor.

Claims

Logsdon made a motion to approve claims. Gogel seconded. All in favor.

Animal Control Board Ordinance 2007-08

The commissioners discussed the two options for the proposed Animal Control Board Ordinance – one creating a seven member board and one creating a nine member board. Logsdon asked Gogel, as the commissioners' representative to the animal control committee, which he preferred. Gogel stated he preferred the seven member board. Gogel made a motion to sign the Animal Control Board Ordinance 2007-08 creating a seven member board. Logsdon seconded. All in favor. Gogel stated that the commissioners will want to get recommendations from the committee on whom to appoint to the board.

Spencer County Website

Lueken stated he has reviewed the website contract with PSCI. He also asked Dan Bertke and Kevin Hunter to review the contract's technical information. Lueken stated that Bertke and Hunter agree with him in recommending the commissioners sign the contract. Logsdon made a motion to sign the contract. Gogel seconded. All in favor.

Building Inspector's Report

Building Inspector Jerry Bender reported to the board that so far this year he has completed 310 inspections and at the same time last year the number was 285. Bender presented the board with a proposed list of inspections that should be done on new construction in the county:

1. Temporary electric
2. Footer inspection
3. Garage footer inspection (sometimes garages are done weeks after the house)
4. Underground plumbing
5. Framing inspection
6. Rough electrical and plumbing
7. Gas inspection
8. Electrical inspection
9. Final inspection for Certificate of Occupancy

Bender explained that in the original ordinance which addressed what inspections must be done on new construction was based on the square footage of the building, when most of the inspections need to be done regardless of the size. Logsdon suggested that a committee of Bender, Planning Commission Administrator Cail, Gogel, and a county council member get together and make a recommendation on changes needed. Gogel suggested that it also include a builder from the county. Gogel will see about setting up a meeting. The committee will report back to the commissioners.

Bender further suggested that the commissioners should look at the fees associated with inspection of large signs being installed in the county. When the sign has electrical it requires an inspection.

Bender also reported that there are several residences in the county with in-ground pools without fences which is a violation of county ordinance. Logsdon asked Lueken about the liability to the county. Lueken stated that this is strictly a building code issue; enforcement of the code can be pursued and fines imposed. Logsdon asked the board if Lueken can draft a letter that can be sent to the home owners when Bender finds someone in violation. All agreed. Logsdon made a motion to have Lueken draft said letter which will be sent out when Bender finds a home owner who is in violation of the code requiring a fence around an in-ground pool. Rininger asked that the letter be a form drafted that can be used from now on, and then Lueken will not have to draft a new letter each occurrence. Chris Middleton, the county's liability insurance agent, was present and suggested that a letter also be put in the paper to make sure that everyone is aware of the requirement prior to construction. Bender agreed. Gogel seconded the motion. All in favor. When the letter is drafted a notice will also be put in the local papers.

#### Property and Liability Insurance

Chris Middleton, Insurance Agent, discussed the county's claims and losses over the last three years. A rolling three years is what is used to evaluate premiums. She stated that the county is currently with the premier company in Indiana, MIA, and the county's premium has decreased over the last three years. Middleton independently shopped different companies last year and the next lowest one was \$18,620 higher. Middleton explained that when she is shopping companies for the county her priorities are for the county to be properly covered and for the county to stay within budget. She further explained that one of the things that MIA does that others do not is that when the county adds new equipment, vehicles, computers, etc., they are covered automatically, but the premium does not change until renewal. Middleton recommended that the county sign with MIA again and take advantage of their new 3 year program, which will keep costs down and help control losses. Deputy Auditor Graham stated that MIA has been the best company to work with since she has been handling claims for the county. Logsdon and Gogel asked about the county being self insured for property and liability. Middleton explained that currently is not available. Logsdon and Gogel both agreed they would like to look into the possibility of being self insured in the future. Logsdon made a motion to continue property and liability coverage with MIA with a three year agreement. Gogel seconded. All in favor.

Rininger discussed with Middleton the possibility of bringing in other county offices under the same liability umbrella. Middleton stated anytime the number of carriers can be reduced, money will be saved overall. The only time a department should be left separate is if it is extremely high risk. Rininger stated that LEDC would be a good candidate. Middleton stated that the solid waste office would also.

#### Courthouse Maintenance

Women's Rest Rooms - Ruth Selzer, the courthouse custodian, addressed the commissioners regarding the reoccurring problem with the women's rest room during a heavy rainfall. Selzer showed the commissioners pictures of the rest room after the last heavy rainfall when the toilets erupted. Maintenance Supervisor King stated that he is working with the city and will be tracking where the water goes which drains from the roof of the courthouse. He feels that the amount of water which gathers on the roof is the cause of the problem. King will report back to the commissioners.

Circulating Pumps – King stated that the four circulating pumps in the basement are beginning to leak and break down. He would like to get a quote on having them rebuilt. King will bring the numbers back to the commissioners.

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Rest Room Ventilation – King has looked into the installation of a ventilation system in the courthouse rest rooms and wanted the commissioners to think about having them installed. The cost is estimated to be around \$3,500.

Doors – King further stated that the commissioners will want to begin thinking about repairing and restoring the doors throughout the courthouse. King said that most are drying out and are not closing correctly.

Men's Rest Room Floor – Rininger reminded King that a quote is needed for the stripping and sealing of the floor in the men's rest room.

Courthouse Lighting – King found a company in Louisville that may be able to find replacement globes for the lights that are hanging bare throughout the courthouse. He will report back.

#### Additional Appropriations

Cum Cap – Logsdon made a motion to request an additional appropriation from Cum Cap in the amount of \$30,324.38 to pay Universal Design for the design work done on the Spencer County Public Safety Building. Gogel seconded. All in favor.

Rainy Day – Logsdon made a motion to request an additional appropriation from the Rainy Day fund in the amount of \$115,000 to be put toward the proposed Infrastructure Improvement Drainage Plan.

#### Health Insurance Committee

Logsdon stated that he asked the President of the Teachers Association in North Spencer if they have looked in to ways to keep their health insurance costs down. Logsdon was told they have not looked into that yet but have discussed adding a level of coverage for single parents.

Rininger stated that when he spoke with Pete Franzman, of Franzman Insurance, the cost of having another health fair would be about the same as last year. Rininger asked Shelton to contact Franzman and get a proposal.

#### Highway Report

License Plates - Painter asked for the Commissioners to sign a Power of Attorney giving Cindy Painter the power to obtain the license plates for the highway equipment.

Horseback Riders – Painter said he has been asked to put up signage on a few roads alerting drivers that horseback riders may be on the road. The commissioners agreed that putting up the signs would open them up to too many other requests for specialized signs.

Mowing for Hay – Painter stated that a gentleman asked if he could mow the county property beside the county trash drop-off for the hay. Lueken stated he would need to provide the county with a certificate of insurance. Logsdon made a motion to let the gentleman lease the ground in order to mow for hay at the cost of \$1, if he provided the county with a certificate of insurance. Gogel seconded. All in favor.

CR 500 N. East of SR 231 – Painter stated that REC is replacing their poles along CR 500 N. East of SR 231 and asked if it is in the county's plan to widen the road. The commissioners agreed that it would be best to tell REC to offset the poles just in case in the future the road is widened.

CEDIT – Painter and Lloyd explained that the planned CEDIT projects for the year are complete and they were under budget. They stated that a couple other projects could be added that were planned for next year. Painter and Lloyd recommended moving up the Midway Street project at an estimated cost of \$60,000 and the project on CR 850 W. and CR 900 W. South out of Eureka at an estimated cost of \$224,000. Logsdon made a motion to advertise for bids for the recommended projects. Gogel seconded. All in favor.

Major Moves – Painter stated he would like to meet with each commissioner about his recommendations on which roads the Major Moves money which was appropriated will be used on in their districts.

Dead-end Cul-de-sacs – Logsdon stated he was approached by a land owner adjacent to the new SR 231 whose road will become a dead-end. The states plan is to make the dead-end a cul-de-sac and black top it. The land owner would like for the road to be vacated so he and the adjacent land owner can farm the area. Painter stated that he will to speak to INDOT, but it will need to be decided soon. Logsdon asked the paper to

inform land owners that if they would want to vacate a planned dead-end they would need to notify the highway department soon.

Mariah Hill Picnic

Gogel asked if during the Mariah Hill Picnic CR 687 E. could be closed for the two blocks between CR 1910 N. and CR 1930 N. The closing would need to be from Noon on August 11 to Noon on August 13. Logsdon made a motion to approve the closing. Rininger seconded. All in favor.

Engineer Report

Orchard Rd Project - Engineer Lloyd stated that the rights-of-way are being obtained from land owners for the Orchard Road project and she hopes to bid the project this fall.

Vectren Pole Replacement – Lueken asked if the estimate for the road damage done by Vectren during their pole replacement project has been done. Painter and Lloyd said that it is still being worked on.

Vectren Gas Lines – Lloyd stated she received a notice from Vectren that they will be working on gas lines in the county. Lloyd said she has told them in the past that they either need to provide a blanket bond to the county or pay the required permit fees each time, but they have not sent either. Lloyd will contact Vectren again and if they continue to ignore the request, she will get Lueken involved.

Legal Report

Storm Water Management Ordinance – Lueken discussed the ordinance he drafted which would make it the policy of Spencer County and its Drainage Board that the storage and controlled release of storm water runoff shall be required of all new development, any redevelopment and other new construction in the jurisdictional territory of Spencer County. The release rate of storm water from developed lands shall not exceed the release rate from the land area in its present land use. Lueken stated that with the new business getting ready to break ground in the county, it is important to have the ordinance in place soon. There was discussion on the release rate allowed. Lueken stated that if the commissioners find that the ordinance is too restrictive it can be amended, but with an ordinance in place, no building permit can be issued until a drainage plan is submitted. Logsdon pointed out that if a business builds within a municipality, according to the ordinance, they do not need to comply. Lueken stated that each municipality board can vote to be under the county ordinance. Logsdon asked about the requirement that the county engineer, the county surveyor and the county building commission must approve of the drainage plan before a building permit can be issued. Lueken stated that they all do not have to be together, there is a process that the plan must move from one office to the next. Logsdon asked if the ordinance would apply immediately. Lueken stated yes. Logsdon made a motion to approve. Gogel seconded. All in favor.

Sheriff's Bond

Shelton asked the commissioners to sign the bond for the Sheriff. The Sheriff has officially been bonded since the first of the year, but the bond was never signed by the commissioners. Logsdon made a motion to sign. Gogel seconded. All in favor.

SIHO

Shelton explained that SIHO has asked if the county will continue to charge the maximum rates for the Cobra coverage. Rininger clarified that the maximum rate gives the county the least liability. Logsdon made a motion to continue at the maximum rates. Gogel seconded. All in favor.

Logsdon made a motion to adjourn. Gogel seconded. All in favor. The meeting was adjourned at 11:38 am.

Board of Commissioners,

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President  
Attest:

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Cindy Shelton, Auditor

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